



2007 Legislative Agenda

➤ Five agency driven bills

- 1. "NOI" bill**
- 2. Drought emergency groundwater transfer**
- 3. Summerhaven**
- 4. Municipal water conservation**
- 5. Forbearance authority**

The “NOI” Bill – HB 2485

- **Primary Sponsor: Rep. Lucy Mason**
- **Makes technical changes that protect the Notice of Intent to Drill (NOI) fee provisions.**
- **A drafting error in 1992 would have removed NOI fees from statute when the Secretary of Interior issues final regulations for administering entitlements to the Colorado River.**

Drought Emergency Groundwater Transfer – HB 2488

- **Primary Sponsor: Rep. Lucy Mason**
- **This is a session law (or “temporary” law) that allows limited transfers of groundwater across basins during drought emergencies.**
- **Also enacted in 2000, 2003 and 2006.**

Summerhaven – SB 1182

- **Primary Sponsor: Sen. Tim Bee**
- **Exempts Summerhaven from A.R.S. § 45-576, which requires a determination of an assured water supply prior to plat approval or issuance of a public report.**
- **Requires disclosure to all subsequent home purchasers that ADWR has not made an assured water supply determination for the subdivision.**

Municipal Water Conservation – SB 1557

- **Primary Sponsor: Sen. Jake Flake**
- **Modifies the Non-Per Capita Per Day Program for municipal water providers within AMAs**
 - **Best Management Practices (BMP)**
 - **Required for private municipal water providers and large providers that have not obtained a designation of assured water supply**
 - **Optional for large providers that are designated**

Forbearance Authority – HJR 2001

- **Primary Sponsors: Rep. Jim Weiers, Sen. Tim Bee**
- **Authorizes the Director to enter into forbearance agreements with the lower basin states.**
- **Helps to avoid water shortages in Arizona by adding new water to the Colorado River.**

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- **Statewide Water Advisory Group (SWAG) recommendations**
 1. **Well impact measure**
 2. **Water adequacy requirement**
 3. **Water supply development revolving fund**
 4. **Upper San Pedro water district – submitted by the San Pedro Partnership**

Well Impacts – HB 2484

- **Primary Sponsors: Rep. Lucy Mason, Sen. Marsha Arzberger**
- **ADWR administrative rules currently prohibit drilling new nonexempt wells that will spread contaminated water to other wells within active management areas (AMAs).**
- **Authorizes the Director to prohibit the drilling of a new well if it will likely result in the migration of contaminated groundwater to both exempt and nonexempt wells statewide.**

Water Adequacy – SB 1575

- **Primary Sponsors: Sen. Marsha Arzberger, Rep. Lucy Mason**
- **Current law does not allow counties to deny new subdivisions that are unable to obtain a determination of adequate water supply from ADWR.**
- **Provides counties and municipalities outside of AMAs authority to require a determination of adequate water supply from ADWR for new subdivisions.**

Water Development Revolving Fund – HB 2692

- **Primary Sponsors: Rep. Lucy Mason, Sen. Marsha Arzberger**
- **Establishes the Water Supply Development Fund to provide financial assistance for water supply development projects**
 - **Focus on large augmentation projects**
 - **Priority for funding will largely be based on need**
 - **9-12 month rulemaking process**
- **To be administered by WIFA**

Upper San Pedro Water District – HB 2300

- **Primary Sponsor: Rep. Jennifer Burns**
- **Establishes organizing committee**
 - **Organization, financial, comprehensive and election plans for a special water district**
- **District formation, taxing authority and Board of Directors positions to be voted on by qualified electors in the District**

Upper San Pedro Water District – HB 2300

- **“The purpose and goal of the district are to maintain the aquifer and base flow conditions needed to sustain the Upper San Pedro River and to assist in meeting the water supply needs and water conservation requirements for Fort Huachuca and the communities within the district.”**



Other Water Bills Passed this Session

- **HB 2321 – adequate water supply; city designation (McLain)**
- **SB 1312 – water storage permits; notice requirements (Flake)**
- **SB 1570 – Arizona water settlement act (Arzberger)**

Interim 2007

- Implementation Plans
- Outreach
- Planning the 2008 Legislative Agenda

Conclusion

- Success – 8 out of 8 ADWR and SWAG bills passed

- Historical achievements – SWAG bills, Special Water District
- No rest for the weary
